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2
3 NOT FOR CITATION

4 IN THE UNITED STATES DISTRICT COURT
5 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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7 EDIE L. BEAVERS,) No. C 05-2677 PJH (PR)
8 Plaintiff,) ORDER OF TRANSFER
9 vs.)
10 MERCED COUNTY SHERIFF'S)
11 OFFICER ORTEGA,)
12 Defendant.)
13

14 This is a civil rights case brought pro se by a state prisoner. The acts
15 complained of occurred at the Merced County Jail. Merced County is in the Eastern
16 District of California. The defendant, a jail officer, probably resides in the Eastern
17 District. See 28 U.S.C. § 1331(b). Venue, therefore, properly lies in that district and not
18 in this one.

19 This case is TRANSFERRED to the United States District Court for the Eastern
20 District of California. See 28 U.S.C. § 1406(a). In view of the transfer, the Court will not
21 rule upon plaintiff's request for leave to proceed in forma pauperis.

22 IT IS SO ORDERED.

23
24 DATED: July 7, 2005.
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26 PHYLIS J. HAMILTON
27 United States District Judge